

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
)
 BREAKER *et al.*) Art Unit: 1635
)
 Application No. 10/669,162) Examiner: Jane J. Zara
)
 Filing Date: September 22, 2003) Confirmation No. 4368
)
 For: RIBOSWITCHES, METHODS FOR)
 THEIR USE, AND COMPOSITIONS FOR)
 USE WITH RIBOSWITCHES)

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer Number 23859

November 13, 2007

Dear Sir:

Applicant or patent owner hereby appeals under 37 C.F.R. § 41.31 to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 10, 2007 finally rejecting claims 1-7, 20 and 21.

The item(s) checked below are appropriate:

1. An extension of time to respond to the final rejection:
(a) was obtained for _____ month(s).
(b) is requested herewith under 37 C.F.R. § 1.136.

ATTORNEY DOCKET NO. 25006.0016U2
APPLICATION NO. 10/669,162

2. Payment in the amount of \$315.00 for the following fees is to be charged to a credit card and such payment is being made via EFS Web to cover the following fees:

Appeal fee amount pursuant to 37 C.F.R. §41.20(b)(1) = \$255.00/Small Entity.
 Extension of time fee amount pursuant to 37 C.F.R. §1.17(a)(1) = \$60.00 – one month extension of time fee.

3. Enclosed is a Pre-Appeal Brief Request for Review and ____ sheets of reasons.

The amount is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

NEEDLE & ROSENBERG, P.C.



Robert A. Hodges
Registration No. 41,074

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CERTIFICATE OF ELECTRONIC TRANSMISSION UNDER 37 C.F.R. § 1.8			
I hereby certify that this correspondence, including any items indicated as attached or included, is being transmitted via electronic transmission via EFS-Web on the date indicated below.			
Name of Person Mailing (Print/Type)	Robert A. Hodges		
Signature		Date	November 13, 2007